CGHC010437532026 2026:CGHC:46968

NAFR

HIGH COURT OF CHHATTISGARH AT BILASPUR

WPL No. 223 of 2026

Factory Manager, Jindal Steel Limited, Kharsia Road, Raigarh, Distt. Raigarh, Chhattisgarh. (Formerly Known As Jindal Steel And Power Ltd.)

... Petitioner(s)

versus

1. Sumer Singh S/o Late Shri Natha Ram Aged About 39 Years R/o Village And Post Heerwa, Wayaardawna, Distt. Jhunjhunu (Rajasthan), Pin 333027
2. Labour Court, Raigarh Through Its Presiding Officer, Distt. Raigarh, Chhattisgarh.

... Respondent(s)

For Petitioner(s)	:	Mr. Bhaskar Payashi, Advocate
For Respondent(s)	:	None

Hon'ble Shri Justice Narendra Kumar Vyas

Order on Board

05/11/2026

SANTOSH KUMAR SHARMA
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Date: 2026.11.05 07:19:15 +0530

1. The petitioner has filed this petition under Article 226 of the Constitution of India against the order dated 16.10.2026 passed by the respondent No.2 in case No. 8/ID Act/2016.
2. Facts of the case in brief is that the respondent No.1 raised an industrial dispute challenging wrongful termination which was referred by the appropriate Government registered as reference Case No. 8/ID Act/2016.

3. Learned Labour Court earlier passed an award dated 20.02.2020 and reinstated with 50% back wages. The said award was challenged before this Court in WPL No. 01 of 2021 on 05.07.2023 wherein this court remitted back the matter to the Labour Court with a direction to afford both the parties adequate opportunity to adduce the evidence. Thereafter the respondent No.1 challenged the order of remand passed by this Court before the Division Bench in WA No. 320 of 2023 which was affirmed by the Hon'ble Division Bench. Subsequently the respondent No.1 filed the SLP before the Hon'ble Supreme Court in SLP(C) No. 21394 of 2023, which was dismissed by the Hon'ble Supreme Court on 30.04.2024.
4. Thereafter, the petitioner has moved an application for examining the witnesses to the officer of the Bank along with documents regarding salary received by the petitioner in the bank account maintained by him which was refused by the learned Labour Court and fixed the matter for final argument without giving any opportunity to lead the evidence except Bank Officer vide impugned order dated 16.10.2026. Hence. This petition.
5. Counsel for the petitioner would submit that without closing right of the petitioner to lead the evidence, it has fixed the matter for final argument. He would further submit that the matter is fixed for argument, the Court should have given an opportunity to the petitioner to lead any evidence other than Bank Officer, as there is no whisper about completion of evidence on the part of the petitioner in the order sheet. He would further submit that the learned labour court has not

passed any specific order, closing the right of the petitioner to lead further evidence and would pray for setting aside the order dated 16.10.2026.

6. Considering the submission and after going through with the order passed by the learned Labour Court, it is quite vivid that the Labour Court has not committed any illegality in declining the prayer made by the petitioner to lead the evidence regarding examination of the Bank Officer with regard to salary paid to the petitioner but has committed illegality in not granting any opportunity to lead further evidence which the petitioner intent to examining except Bank Officer, as such the order fixing the matter for final argument is labile to be quashed and it is quashed.

7. It is directed that the Labour Court to give at least two opportunity to the petitioner to lead his evidence other than the Bank Officer. It is also directed the petitioner will not take undue adjournment and will try to complete the case by **3rd December, 2026**.

8. Since the order has been passed in absence of the workman, therefore, if the workmen is not satisfied with the order passed by this Court, he is at liberty to file application for recalling or reviewing of the order passed by this Court.

9. Accordingly, the writ petition is disposed off with the above stated directions.

SD/-
(Narendra Kumar Vyas)
Judge

Santosh